

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION**

<b>KIMBERLY W.,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	<b>Civil Action No. 4:19cv00023</b>
<b>v.</b>	)	
	)	<b>By: Hon. Michael F. Urbanski</b>
<b>COMMISSIONER OF SOCIAL</b>	)	<b>Chief United States District Judge</b>
<b>SECURITY,</b>	)	
	)	
<b>Defendant.</b>	)	

**ORDER**

This matter was referred to the Hon. Joel C. Hoppe, United States Magistrate Judge, pursuant to 28 U.S.C. § 636(b)(1)(B), for proposed findings of fact and a recommended disposition. The magistrate judge filed a report and recommendation on March 4, 2021, recommending that the Commissioner's motion for summary judgment be denied, the plaintiff's motion for summary judgment be granted, and this matter be remanded to the Commissioner for further proceedings. No objections to the report and recommendation have been filed, and the court is of the opinion that the report and recommendations should be adopted in its entirety.

As such, it is hereby **ORDERED** that:

- 1: The report and recommendation (ECF No. 22) is **ADOPTED in its entirety**;
- 2: The Commissioner's motion for summary judgment (ECF No. 16) is **DENIED**;
- 3: The plaintiff's motion for summary judgment (ECF No. 14) is **GRANTED**;
- 3: The final decision of the Commissioner is **REVERSED**; and

4: This matter is **REMANDED** to the Commissioner of further proceedings consistent with this Order and the report and recommendation.

The clerk is directed to forward a copy of this Order to all counsel of record and to strike this matter from the active docket of the court.

It is so **ORDERED**.

Entered: March 31, 2021

A handwritten signature in blue ink, appearing to be 'M. Urbanski', is written over a horizontal line.

Michael F. Urbanski  
Chief U.S. District Judge  
2021.03.31 15:23:27  
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Hon. Michael F. Urbanski  
Chief United States District Judge